

# The Pocahontas Times

Entered at the postoffice at Marlinton, W. Va., as second class matter.

GALVIN W. PRICE, EDITOR.

THURSDAY, AUGUST 31, 1916

The people of the county were very much pleased with the visit of Judge Robert W. Dailey who held the term of court just ended, and consider him a grand old man. His home is in Romney in Hampshire county. That town is about the size of Marlinton, and is an old and famous place. Hampshire is the oldest county in West Virginia. Judge Dailey lives in John Cornwell's town, or John Cornwell lives in Judge Dailey's town, we do not know which. Many who have followed the writings of Irving S. Cobb, think that Judge Dailey is very much like Judge Priest. Judge Dailey is a brother of the late Woods Dailey of Elkins, whom we all remember with such tenderness and respect.

Many years ago there were three brothers in the Dailey family who became lawyers and in an incredibly short time the three each held the office of prosecuting attorney in their respective counties, and one occasion they met in a fourth county, united in the defense of a man under indictment. They had associated with them in the defense a fourth lawyer. To a question as to what lawyers were defending the accused, a caustic citizen said: "Three Dailies and one Weakly." Judge Dailey served twenty-two years as a prosecuting attorney, and then went on the bench where he has been for twenty-four years. He believes in the election of judges and not in their appointment for life. The fact that the Judge has had opposition only once in an election is beside the mark.

A term of court is a good school for logic and law. Each term sees some new question presented from the inexhaustible storehouse of the law, rich from the spoils of time. This term of the court, the question of the value of the work of the blood hound on the trail was discussed with great thoroughness, and the court held that where a blood hound was proved to be well trained and well bred that the evidence of his trailing could go to the jury for what it was worth, and that it was to be received with great caution.

In trials of criminals it is the portion of detectives and blood hounds to receive rough handling by the attorneys for the defense. These guardians of the law are generally denounced in unmeasured terms. There is a famous case of a detective who was on the stand on being turned over for cross examination was asked by a ferocious lawyer: "Where is the dog?" "What dog?" the witness asked. "Why, the dog that Judge Smith said he would not hang on your evidence?"

In the case last week, a dog by the name of Jim Dallas, owned by a man by the name of Duke, of Hinton, was put on the trail eighteen hours after the man had been frightened out of the house he had entered in the night time, and after following a roundabout trail had laid down at the feet of the defendant indicating that he was the man who had been in the house. As the trial resulted in a conviction, and as it is the opinion of those who heard the trial that there was sufficient evidence other than the evidence of the dog; the blood hound's work can be considered verified.

In the case at bar, the main value of the blood-hound's work was exemplified, in that the defendant displayed agitation when he heard the hound had been sent for and was on his way from a place a hundred miles away to take up the trail. This mental state so affected him that he went to the sheriff and had himself placed in jail long before the hound appeared on the scene and the hunt ended in the jail. While there may be some doubt as to the value of the hound's evidence, there can be no doubt but that the presence of a blood hound in the community has a strong deterrent effect upon the commission of crime. The suppression of an outbreak of crime in Jamaica is always cited as to this point, as the importation of a lot of blood-hounds so affected the minds of outlaws that their depredations ceased. There is a movement on foot to buy the Jim Dallas dog for the moral effect that it will have upon the lawless element of the county.

The owner of the dog was put on the stand to prove the ability of the animal to follow trails and being an expert he was subjected to some highly technical questions. Put yourself in the place of that dog fancier and imagine a question after the manner of the following being fired at you: Supposing that a bloodhound follows the trail by the microscopic particles supposed to have been dropped by the perpetrator of a crime, these putrescent excretions of the human body, being waste matter in the process of decomposition, would not the lapse of eighteen hours exposure to the sun and

air, mixed as they are with the innumerable particles of a number of other persons, be thoroughly resorbed into their constituent elements, the dissolution being so complete, that no matter how keen the olfactory nerves of the animal might be, he would not be able to differentiate and recognize the smell? It is probable that the answer of a wise man would be similar to that of the witness that he did know about all that but that he was a good dog.

Nebraska, where the nuts come from, is the only state that has wholly rejected the evidence of the trail by dogs. That is, as far as we are informed at the present time. The majority of the states allow the evidence to go in with a caution that in itself it is not sufficient to convict but it may be considered as a corroborating circumstance or wholly rejected by the jury. In the Nebraska case the attorneys for the accused argued that the defendant had the right to meet the witnesses against him face to face, and that as a hound could not be sworn to testify to the truth that the evidence was not admissible. The court does not discuss that but it does discuss the inability of the jury to know by what process of reasoning the dog made up his mind as to which trail to follow and which to reject, and rejected the theory that evidence that a certain dog indicated by his conduct that he believed he was on the right trail, was of any value.

The time that had elapsed since the trail was made was pretty thoroughly discussed. The court announced that he had found decisions that admitted the evidence of trails that were as much as twenty-four hours old. Every old time deer chaser knows about the cold trails and our experience is that the age of the trail does not matter so much as the condition of the weather or the time of year. On a dewless morning in a dry time the hounds will have great difficulty in picking up the scent, but in a damp, cloudy time it is hard to say how long a scent will lie that can be followed by a trained hound. Hunters say that a hot trail is "breast high" when the pack is running with their heads up.

The Nebraska court says of the dog that the jury cannot know whether the reasons that he acted upon were good or bad; whether they were all on one side or evenly balanced; nor whether his faith in the identity of the scent which he followed was weak or strong. And so the court having lost itself in vain conjecture, threw out the evidence of the hound dog.

It is possible that the jury might be more intimately acquainted with the powers and fairness of the dog, and be willing to trust them to an extent that would startle the weary lawyer with an endless tongue. There is one thing certain that an ordinary worthless cur can follow his master's trail in a way that is satisfactory to himself, at least.

The doctrine of odora canum vis—the keen scented power of dogs—remains just where it was, and it may be that the power of the dog is to be defined: And that there is a mystery is very plain to see.

A bloodhound is a dog whose sense of smell had been developed to the highest degree. It must be very painful to him at times. Their use in slave days caused them to be very much detested in some parts of the country. Uncle Tom's Cabin hit the bloodhound a staggering blow from which it has not fully recovered.

Lilly admits the nomination of Judge Robinson and calls on all good party men to support him. We never doubted for a moment that this would be the outcome of the disagreement. Immediately after the primary we predicted as follows:

"We look to see the Hon. A. A. Lilly, the regenerated, on the stump extolling the virtues of his late opponent and calling on all his cohorts to present an unbroken line against the common enemy, the Democratic party."

Now he is trying to deliver the voters en masse to his opponent and this is the accepted form of a political campaign in West Vir-

ginia, to vote them in herds on the hoof. But the time is coming and may be close when a greater offense cannot be given to a voter than to endeavor to deliver his vote for him.

The papers say that the automobile licenses in West Virginia will reach \$200,000. Just a few years ago we were bewailing the loss of \$500,000 saloon license for which price we let them deal out damnation around the land, and here comes in place of that lost revenue a great sum from a modern luxury that has become popular in the last few years. It will not be long until the automobile owners will furnish as much money to the state as that wonderful saloon license whose loss was so much deplored by those who had been paying it. We hope that the automobile people will pay as cheerfully.

In the first place we would say that we expect to vote for the amendment in place of some poor deprived woman who cannot vote for herself but we are not at all sure in mind that we are going to do the right thing. We are just about as much muddled on the question as we are on the question of divorce. While we favor divorce in all proper cases, we are impressed with the strength of the opponent's cause. But there is one thing that we are sure of and that the votes of women will not purify politics. You might just as well expect to purify a mud puddle by casting into it good white snow. Here is a rule of human conduct: Always give a woman what she asks for, so you can get used to it.

Here is a strange word. Are you a mammothrept? It means a child raised by its grandmother; a spoiled child. We do not understand yet whether the definition gives it two meanings or only one. It is pronounced mam-mo-thrept. Oh, you mammothrept!

## Notice to the Public

I hereby notify all persons interested that I have purchased all of the merchandise and store fixtures from F. Hamed of Cass, W. Va. in his branch store located at Arbovale, W. Va. Any one has any claim against the above firm at this place, please advise at once as this store will be in charge of J. Hamed, who will not be responsible for any debt F. Hamed made. Yours respectfully, J. HAMED, Arbovale, W. Va.

## Notice to Contractors

Bids will be received by the Board of Education of Edray District, Pocahontas county, W. Va., up until one o'clock p. m. August 8, 1916, for the plumbing of the Edray District High School building, now in process of construction. Plans and specifications are on file with the President of the Board. This the 31st day of July, 1916. E. B. HILL, Pres. G. W. Sharp, Secretary.

FOR SALE—Farm one mile east of Greenbank, W. Va. northside of road, new house, good buildings, well, meadow, pasture, young orchard, some good timber, mile to school, church, good home. Call around. Mrs. Mary C. Ryder.

ESTRAY NOTICE—A large black hog, about 2 years old, has been at my place all spring and summer, crop out of right ear and split in same. Owner can have property by paying cost of keep and advertising. Mrs. M. K. SHARP, Edray, W. Va. adv \$1 00

## Homes in the Ozarks

Rich soil, fine water, climate and timber, \$2.00 to 5.00 per acre. Write for land list. NEWTON COUNTY LAND CO. Jasper, Arkansas.

## Pocahontas Realty Company

Farms, Coal and Timber  
1st National Bldg.  
MARLINTON, - W. VA  
Land in large or small lots for sale. If you wish to sell your land, list it with us.  
FRANK ECHOLS, Mgr.

## L. O. SIMMONS BICYCLE REPAIR SHOP Marlinton, W. Va.

## HUNTERSVILLE DISTRICT SUNDAY SCHOOL CONVENTION

SUNDAY, AUGUST 6, 1916

M. E. CHURCH, FROST, WEST VIRGINIA

Devotional  
Address of Welcome Dr. G. M. Jordan  
Response J. C. Harper  
Opening remarks by the Chairman  
Relation of the Sunday School to the Church Rev. Ramsey  
Responsibilities of the Sunday School Teacher J. C. Loury  
Teacher's Training Coe Beverage and A. W. Hinkle  
Report of District, appointment of committees, collection, and announcements.

### Afternoon Session

Devotional, led by Rev. Leggett  
How to Interest Pupils in Sunday School J. W. Grimes  
How to Interest Parents in Sunday School W. J. Pritchard  
Sunday School, a Benefit to the Community Rev. Tadlock  
What should the Teacher Study? Mitchell Sharp  
Reports of Committees, miscellaneous business.

## CIRCUIT COURT

LAW ORDERS

Farris Hamed vs S. D. Ervin, Dismissed, settled.

J. A. Kellenberger vs I. S. Pringle et al, Judgment for plaintiff \$324.05.

J. A. Belcher, granted license to carry pistol.

State vs Jarvey Newsome. Not guilty.

State vs Chas. Weeks. Guilty, fine \$25.00.

State vs James Fugate. Forfeiture of bond.

State vs R. S. Staton. Hung jury.

State vs A. L. Delaney. Not guilty.

State vs L. H. Harouff. Guilty, seven years in pen.

E. D. Debaugh vs C. & O. Ry. Co., dismissed.

J. N. Wilson vs C. & O. Ry. Co., dismissed.

Claybourne Kinnison appointed trustee of Emanuel Church.

J. H. Griffith vs C. & O. Ry. Co., judgement for defendant.

J. H. Fout vs E. D. Burner. Dismissed.

J. H. Fout vs W. O. Jack, judgement for plaintiff \$413.98.

Maryland Lbr. Co. vs C. & O. Ry. Co. Dismissed.

Archenbach & Miller & Co. vs Marlinton Meat Co. Judgement for plaintiff \$289.04.

Riddle Underwood vs C. & O. Ry. Co. Judgement for defend. ant.

Frank Sparks vs W. O. Pritt. Judgement for plaintiff \$122.00.

Laura Waybright vs Albert Slayton. Order of survey.

Guggenheimer & Co. vs W. A. Noel. Judgement for plaintiff \$492.29.

Harry Robb vs C. & O. Ry. Co. Judgement for plaintiff \$70.00.

CHANCERY ORDERS.

L. S. Cochran, S. P. C. vs Lizzie Pryor. Sale confirmed.

M. A. Galford vs Arthur C. Galford. decree for resale of lands

Jasper Friel adm'r vs Kennedy, decree of sale.

E. H. Williams, trustee, vs J. H. McCarty et al, suit dismissed.

J. H. Walton vs N. C. Pritt, cutting timber enjoined.

W. W. Cooper vs W. A. Arbovale, sale confirmed.

State vs Houchin lands redeemed.

A. P. Edgar, Com'r. vs Max Curry, sale confirmed.

## BOYS' AND GIRLS' CLUB NOTES

The boys and girls of Levels District are showing a great deal of interest in Club work. Meetings are held regularly every two weeks at the Jacob and Hillsboro clubs, and meetings are held occasionally at the other clubs, but not so often.

The State Agent, Wm. H. Kendrick, visited the district a short time ago and he seemed to be very well satisfied with the work in the district. While he was here a meeting was held in the Stamping Creek region and about sixty persons were present. Mr. Kendrick had his lantern and slides with him and he showed the people some of the things that had been done and are being accomplished by the club work in other parts of the State.

The district picnic will be held on Friday August 11, at the school house on Droop Mountain. The main feature of entertainment will be of an athletic nature. There will be a base ball game, horse shoe pitching, running and jumping, etc. The different clubs will compete in many of the events. The day will be devoted entirely to pleasures and enjoyment. We feel that one day thus spent will be good for boys and girls who have been working hard. Everybody is invited to join us and make the picnic an enjoyable event.

District Agent.

## Notice

My wife Maggie S. Hevener having left my bed and board, the public is hereby notified that I will not be responsible for any debt or obligation that she may make from this date. Given under my hand this 28th day of July, 1916.

Squire F. Hevener.

## Minneha Springs Hotel

Now Open to the Public

Good home fare, fine bathing pool, health restoring waters, new hotel, nicely furnished.

Rates \$10.00 per week

Mrs. A. P. McLaughlin  
Mrs. S. J. Boggs.

Are YOU coming to our 'CLEAN SWEEP SALE' August 3, 1916 to August 12, 1916. Both Stores.

CASS J. COOPER GREENBANK

All Groceries sold at cost and below during this big sale at our Greenbank Store ONLY

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## HILLSBORO SCHOOLS

The Hillsboro High and Graded School will open Monday September 11th for the session of 1916-17. The following is the Corps of teachers:

HIGH SCHOOL:  
W. E. Scott, Principal, Mathematics and History.  
Hubert M. Harr, Teacher, Training and Agriculture.

Amy R. Hall, German and Science.  
Addie R. Cokerley, English, Home Economics.  
Anna Wallace, Music and Drawing.

### GRADED SCHOOL:

Howard Jones, 7th and 8th grades.  
Margaret LaRue, 5th and 6th grades.  
Mary Kincaid, 3d and 4th grade.

Sue Smith, 1st and 2d grades.  
The two new members of the faculty are: Miss Addie Cokerley who takes the place in the high school as teacher of English and Domestic Science, and Mr. Howard Jones who will teach the seventh and eighth grades. Miss Cokerley is a native of Ritchie County a graduate of Marshall College and lacks something less than a year's work of having her A. B. degree from the West Virginia University. She has had two year's experience in high school work in this state and has given satisfaction in each place. She leaves by last position in the Reader High School because she desires to teach Home Economics which she has specialized in at the University.

Howard Jones of Doddridge county is a graduate of the Glenville Normal School and has one year in the West Virginia University. He has had considerable experience as a teacher, one year of which was in the West Union High School, Mr. Jones has considerable ability in athletics having played on the foot ball and baseball teams in the Normal School. We shall expect him to direct our high school activities along these lines. The Normal Training work which was begun last year will be continued. Mr. Harr will have charge of this work. The five graduates of last year who completed this course were passed upon by the State Board at the Clarksburg meeting and recommended for certificates, on the same as the "short course" Normal certificates and are good for three years with the rating of a No. one uniform certificate. Any one desiring to teach will do well to consider this course.

The tuition for pupils outside Little Levels District will be fifteen dollars for the term. This will be paid by the Boards of Education providing the pupils come from a district not supporting a high school. Good board can be had in and around Hillsboro at from \$12 to \$15 per month. There should be no difficulty about this. The principal of the school will be glad to make boarding arrangements for any pupils who will write him about it.

We have out a neat catalogue giving the high school course of study and other interesting matter. It will give us pleasure to mail a copy to any one interested in the school.

W. E. SCOTT, Principal.

## FOR SALE.

244 acres of fine grazing land on Elk, adjoining the lands of Giles Sharp, H. Shearer and others. About 50 acres improved, the greater part of which is in meadow. Good house; well; is in bargain to a quick buyer. For further information call on or write, H. K. BRIGGS, Marlinton, W. Va.

## WOOD'S Descriptive Fall Seed Catalog

just issued, tells all about

Crimson Clover,  
Alfalfa and all  
Grass and Clover  
Seeds for Fall Planting

Wood's Fall Seed Catalog also gives full and complete information about

## Vegetable Seeds

that can be planted to advantage and profit in the late Summer and Fall. It is altogether the most useful and valuable Fall Seed Catalog issued.

Mailed free to Gardeners, Market Growers and Farmers on request. Write for it.

T. W. WOOD & SONS,  
SEEDSMEN, - Richmond, Va.

# Public Auction

Saturday, August 12, 1916,

Beginning at 1 p. m., we will sell to the highest bidder at our mill in Indian Draft, a mile north of Marlinton, the following property:

1 heavy team, harness and wagon  
A lot of logging tools, grabs, grab mauls, skippers, chains, spreaders, single trees, canthooks, crosscut saws, axes  
Blower and Anvil

Camp Outfit, consisting of 2 steel range cook stoves, four heating stoves, 12 iron beds, with springs, mattresses, pillows, comforts, 1 cupboard, 1 extension table, 1 new refrigerator, cooking utensils,

Store Goods, 60 gallon oil tank, counter scales, tobacco cutter, and a lot of other things too numerous to mention.

TERMS:—All sums of \$5 and under, Cash. Over \$5, a three months note, with approved security.

Lutz & McIninch  
Marlinton, W. Va.

## GAY & CARTER

Marlinton, W. Va.

A complete stock of flour, table meal, wall plaster, cement, fertilizers, ground feeds, cracked corn, etc, always in stock. Figure with us.

Special Brands: Charleston Milling Co.

Flours and Meal.

Alexander's Fertilizer, Fairmont Plaster, Leghig Cement.

## LIMKO

Latest and Most Popular Gola Drink

ASK FOR IT

Bottled Exclusively By

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T. J. Mason, Proprietor

Soft Drinks of all Kinds, Gas Phosphates  
Soda Fountain Supplies.

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There are FIVE large banks in its HOME city. The presidents of two; the cashiers of two others; and the majority of the book-keepers of ALL of them, are DUNSMORE men. You can have proof of this statement for the asking.

Remember, there is a great difference in schools. Some, on account of age, experience, and influence, can do more for you than others with less experience, age and influence. Be CAREFUL in making a choice.

J. G. Dunsmore, President,

Mike Lynch, a well known woodsman, was killed on the Tioga line in Nicholas county last week by a falling tree. He was about 55 years of age and came here from the north 30 years ago.

A man named Ferguson, of Greenbrier county, had his leg crushed off by a falling tree in the Elk lumber woods Monday. He was cutting a tree and as it fell, it split and jumping back it fell on his foot and crushed it at the ankle. He was brought to the Marlinton Hospital where his leg was amputated.

The Huntersville District Sunday school Convention will be held at Frost next Sunday, August 6.

The rural free delivery service from Marlinton to Onoto and return by way of the Jericho road started August 1, with W. J. Jackson as temporary carrier. The post office of Onoto is continued, the rural carrier having a locked pouch for that office each day.

An application has been made for the establishment of a post-office at Nida, the new sawmill town on the Greenbrier Division above Cass. A. V. Miller is operating a large tract of timber at this place.

Good crowds are attending the horse show at Hillsboro this week. The heavy rains of Tuesday made it impossible to use the track for races, and the management decided to hold the show one day longer. It will close on Friday instead of Thursday.

A fraction less than two inches of rain fell at Marlinton in an hours time Tuesday afternoon.